

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

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UNITED STATES OF AMERICA,	:	
	:	<b>Criminal No. 07-484 (SRC)</b>
Plaintiff,	:	
	:	<b>ORDER</b>
v.	:	
	:	
SCOTT HASHIM,	:	
	:	
Defendant .	:	
	:	
	:	

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**CHESLER, District Judge**

This matter comes before the Court upon Defendant's motion for an expedited hearing of his motion for re-sentencing pursuant to 18 U.S.C. § 3582(c)(2) [docket entry no. 48]. The Government has opposed the motion. Defendant has asked for retroactive application of the Fair Sentencing Act of 2010. The Act cannot be applied retroactively. *United States v. Reevey*, No. 10-1812, 2010 U.S. App. LEXIS 25587, at \*11-12 (3d Cir. Dec. 14, 2010).

Accordingly, for the reasons set forth above,

**IT IS** on this 17<sup>th</sup> day of February, 2011,

**ORDERED** that Defendant's motion for an expedited hearing [docket entry no. 48] be and hereby is **DENIED**; and it is further

**ORDERED** that Defendant's application for re-sentencing be and hereby is **DENIED**; and it is further.

**ORDERED** that this action be and hereby is **CLOSED**.

s/Stanley R. Chesler  
STANLEY R. CHESLER  
United States District Judge